The background of the cover is a photograph of a modern building with a grid of windows. The sun is shining through the windows, creating a bright flare. A large blue rectangular overlay is positioned on the right side of the image, containing the title and the website address.

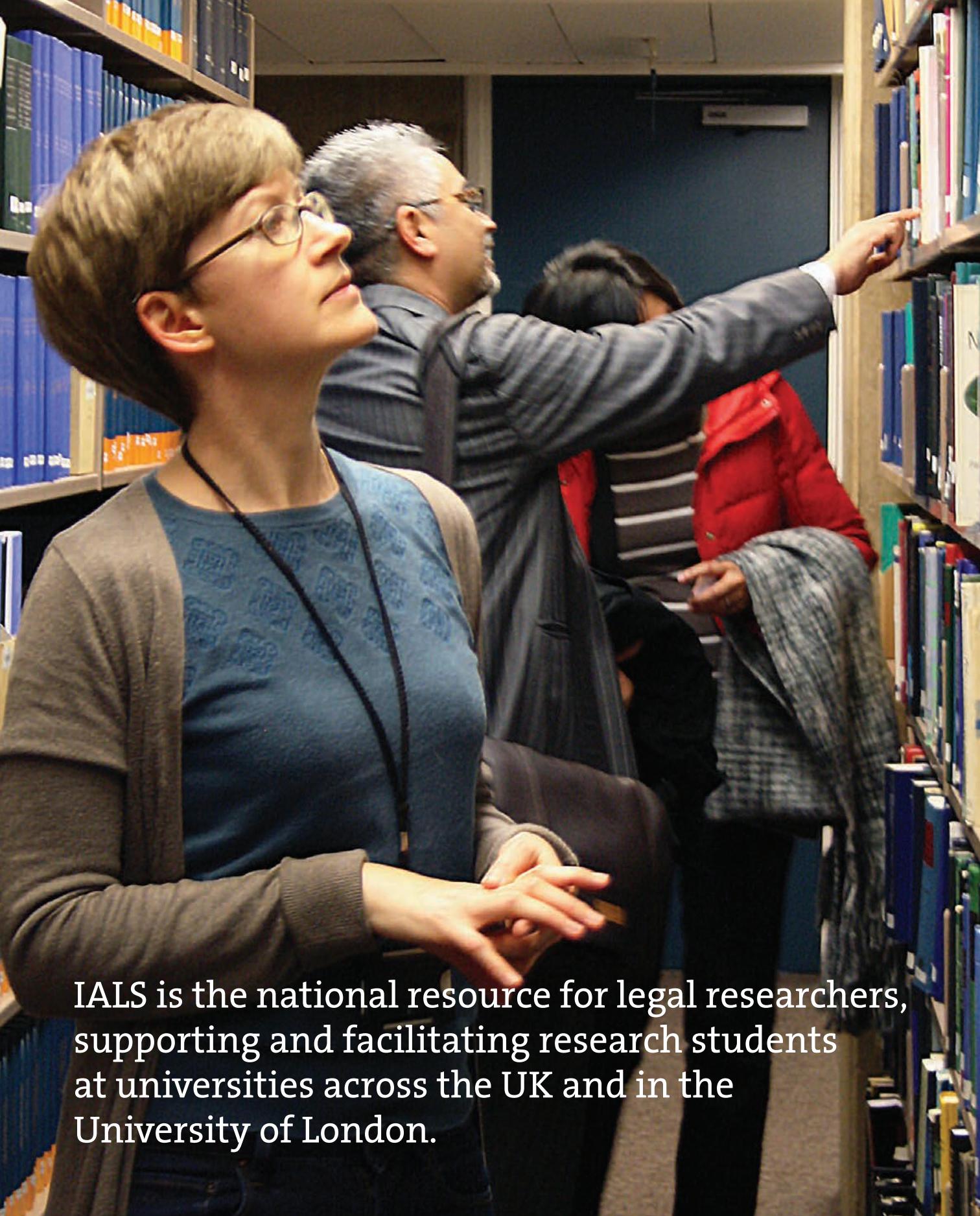
IALS

**INSTITUTE OF
ADVANCED
LEGAL STUDIES**

SCHOOL OF
ADVANCED STUDY
UNIVERSITY
OF LONDON

Annual Review 2016

ials.sas.ac.uk



IALS is the national resource for legal researchers, supporting and facilitating research students at universities across the UK and in the University of London.

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Foreword

IALS in its iconic Lasdun building overlooking Russell Square is the UK's national centre for the support and promotion of research in law. It is a meeting place and intellectual crossroads for an international scholarly community attracted by its world class library; fellowship, postgraduate and research programmes; and the opportunities for enquiry and debate that it provides.

The Annual Review of the Institute of Advanced Legal Studies for 2016 is a selection from the diverse activities undertaken in support and promotion of legal research. These range from an exhibition of art and events reflecting on the humanity of law (page 15) to research on freedom of movement, on freedom of information, and on free access to the law (pages 13, 14 and 16). IALS Library is at the heart of the Institute's research support role and the excellence of its collections and the expertise of its staff was recognised again by a national award (page 7).

The Review records some of the Institute's many collaborative initiatives such as the Erasmus+ Master's degree with the LUISS Università Guido Carli in Rome and the Universidad Complutense in Madrid led by the Sir William Dale Centre for Legislative Studies at the IALS (page 4), a new research project and LLM in legal translation with the Institute of Modern Languages Research (page 5), a major event with the NGO Article 19 (page 16), and with the Beijing Arbitration Commission (page 9).

Significant developments are reported in the Review. Prominent in the news of staff and fellows (page 10) is the appointment of Professor Diamond Ashiagbor as Professor of Law and Director of Research. IALS has a new look with a new website and new logo (page 7) and there are new initiatives with the University of London Development Office to develop the Society of Advanced Legal Studies (page 8) and to boost the role of IALS Digital in open access publishing including further collaboration with the British and Irish Legal Information Institute (BAILII).

Alongside these developments is the planning for the refurbishment of the Institute's iconic building originally funded for a law institute by Charles Clore. The refurbishment is part of the estates strategy and operational plans of the University of London and IALS has produced over the past year detailed plans for works which will replace the ageing infrastructure, improve the working environment, and also create more capacity and exciting new spaces for researchers. It is hoped that the University will make a decision in summer 2017 to proceed with the project.



A handwritten signature in black ink that reads "Jules Winterton". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Jules Winterton, Director

About the Institute of Advanced Legal Studies



The Institute of Advanced Legal Studies supports and promotes legal research in its broadest sense, both nationally and internationally, provides services to the law schools of the University of London, and brings together the academic and the practising legal professions for the benefit of the legal system as a whole.

Founded in 1947, it houses specialist research centres and innovative partnerships and is home to an active community of researchers, fellows and postgraduate students. It promotes new research agendas in specialist and interdisciplinary areas of law with direct effect on policy and practice. It provides research training and online services, a meeting place for organisations and legal scholars from around the world, one of the world's great legal research libraries, and a busy programme of seminars and public events. The IALS is a member institute of the School of Advanced Study of the University of London, a unique institution in UK higher education. Located in Bloomsbury, the School unites nine prestigious institutes to form the UK's national centre for the support of researchers and the promotion of research. The School receives special funding from the Higher Education Funding Council for England.

An International Crossroads for Legal Research

The Institute provides diverse and engaging programmes of academic events, dedicated research space and meeting rooms, lecture halls and social space. It houses one of the world's great comparative legal research libraries, which provides a national shared resource for UK legal researchers and attracts more than 6,000 scholars each year from the UK and overseas for research, collaboration and knowledge exchange. From its location in Russell Square and online over the web, IALS maintains extensive networks of institutional and personal contacts to which it promotes its events and services and attracts scholars from UK and overseas universities to enrich the intellectual life of the Institute. It is a 'home from home' for many PhD students in law at UK universities.

In the past year, over 2,500 academic staff and researchers (including nearly 500 from overseas) and some 2,800 postgraduate law students joined the Institute Library for the full year, and many other short-term academic visitors used the Library and took part in research and other activities. During the year 3,465 academics, practitioners, and members of the public attended events at IALS.

Learn more at: ials.sas.ac.uk

Follow us on [Twitter](#) and [Facebook](#).

News Review

Rome, Madrid, London: The Erasmus+ Joint Master in Parliamentary Procedures and Legislative Drafting



Funded by the European Commission Erasmus + Programme, this new Joint Master's Programme in Parliamentary Procedures and Legislative Drafting (EUPADRA) is an intense postgraduate course offered by the Institute of Advanced Legal Studies in partnership with LUISS Guido Carli (Rome) and Complutense Universidad (Madrid). Academic staff at LUISS Guido Carli lead the overall coordination of the initiative; IALS's involvement is coordinated by Dr Constantin Stefanou, director of the Sir William Dale Centre for Legislative Studies.

EUPADRA represents the first multi-site postgraduate degree programme focusing on parliamentary procedures and legislative drafting in three different European capitals, all of which are seats of national parliaments and meeting points of private actors and NGOs working in the sector of parliamentary affairs.

Participants in the programme benefit from direct contact with parliamentary officials through study visits, creating a fundamental 'bridge' between theory and practice. This allows them to observe at first hand the dynamics of the democratic process. Students learn how to apply the theoretical background gained in their coursework to real-world problems through the completion of a special project and gain valuable government contacts in three countries. Graduates of the programme become part of an international alumni network.

While other masters programmes in legislative studies adopt either a national or European focus, EUPADRA is based on an understanding of the parliamentary decision-making process as a 'compound' and 'euro-national' process consisting of national and European elements interacting with each other. Students explore the interconnections between the national and supranational contexts, gaining an overview of the trend to 'Europeanise' national parliaments and the parliamentary dynamics of the European Union (as well as other regional supranational organisations).

The programme welcomed its first cohort of students in October 2016, who will be in residence at IALS for three months from May 2017.

For more information, visit ials.sas.ac.uk/study/courses/erasmus-mundus-joint-masters-degree-parliamentary-procedures-and-legislative-drafting.



IALS partners with IMLR on The Legal Translation Project

In a cross-institute initiative, IALS, in collaboration with the Institute of Modern Languages Research, is creating a legal translation hub. Its activities will include regular events such as seminars and discussion panels as well as an annual Legal Translation Day. A unique LLM in Legal Translation is to be launched in October 2017 and a dedicated library section is being established within the IALS library.

The hub engages with professional practice—both legal translators and lawyers—and with professional bodies and institutions. Additionally, it undertakes outreach projects. It is led by Dr Juliette Scott, whose research encompasses the under-explored area of ‘outstitutional’ legal translation.

Dr Scott is currently developing an international ‘network of networks’ in the scholarly field of legal translation and jurilinguistics. The Institute is taking the lead in this project, which involves eight international partners located both within and outside Europe.

For more information, visit ials.sas.ac.uk/study/courses/llm-legal-translation.



Legal Records at Risk Project

The Legal Records at Risk (LRAR) project has amassed considerable evidence and is preparing recommendations. This year we have concentrated on further publicising the project, continuing and completing case studies, seeking potential sources of further funding and working towards the development of a national strategy to rescue private sector legal records. Three case studies have been completed and published and several others are underway, while numerous articles have been published or are being drafted. Working with stakeholders including the Law Society, the National Archives, and the Business Archives Council, the team is preparing a paper on the development of a national strategy to rescue private sector legal records that will be published shortly. As part of this strategy we will seek to involve the legal sector more directly as project stakeholders. Thanks are due to the project patrons, William Twining, Professor of Jurisprudence Emeritus, UCL, and Avrom Sherr, Emeritus Professor, IALS, for their ongoing advice and support.

The November 2016 Legal Records at Risk seminar, ‘Information as an Asset: The Business Benefits to Providers of Legal Services of Preserving Records’ was a resounding success, with representatives from the legal, academic and archives sectors well-represented. The seminar information pack and presentations and blog may be viewed on the LRAR website.

For more information, visit ials.sas.ac.uk/research/areas-research/legal-records-risk-lrar-project.



News Review

Chief Justice Delivers Hamlyn Lecture Series 2016

In November 2016 Dame Sian Elias, Chief Justice of New Zealand, delivered the Hamlyn Lecture Series under the overall title 'Golden Threads and Pragmatic Patches: Fairness in Criminal Justice'.

The first lecture, 'Fair and Just?' was held at Cardiff University. In it, Dame Sian identified the methods and standards of proof, procedure, and evidence that have come to seem essential in common law legal systems. She questioned whether the criminal justice system could be viewed in isolation from a wider theory of law and its realisation in the particular legal and constitutional setting and dealt with divergence and convergence in matters such as the availability of trial by jury, jury unanimity, the respective roles of judge and jury, the presumption of innocence, the privilege against self-incrimination and the right to legal representation.

The second lecture, 'Righting Criminal Justice,' was held at the University of Exeter. This lecture explored the extent to which invocation of the language of rights has improved the delivery of just and fair outcomes in criminal justice and whether the vitality of criminal justice may come to be diminished in those jurisdictions with legislative statements of right and partial codification of the law of evidence. In this regard, Dame Sian discussed statutory interpretation, the minimum standards set for observance of human rights, the balancing methodology used by courts (sometimes legislatively prescribed) to adjust rights or justify their breach, and safety of verdict to the exclusion of rule of law considerations.

The final lecture, 'The Most Important of All Judicial Functions' was held in Lincoln's Inn Old Hall. The title refers to Australia High Court Justice Mary Gaudron's statement that the determination of the guilt or innocence of persons accused of criminal offences is 'the most important of all judicial functions'. Dame Sian addressed current challenges to the discharge of the function and considered separately the responsibilities of trial judges and appellate judges. She questioned whether it



Dame Sian Elias, Chief Justice of New Zealand

would become necessary for judges to supervise the discretions and choices now provided to prosecutors and defendants more closely than has been thought appropriate in the past. The detachment of the trial judge, identified by Glanville Williams as one of the defining characteristics of British criminal justice, may never have been an entirely accurate picture, but it seems nevertheless diminished. The different paths followed in similar cases according to whether summary or indictable trial is adopted may also prompt reassessment of the need for appellate intervention.

Cambridge University Press will publish the lectures in book form in June 2017, when IALS will host a launch event.

Bayot Awarded Schwarzenberger Prize

The Georg Schwarzenberger Prize in International Law was endowed by friends and former students of the late Professor Georg Schwarzenberger, formerly emeritus professor of international law of the University of London. It is awarded annually to a student, or students, in the University's Faculty of Law who is considered by the director of IALS to be outstanding in the field of public international law.

The 2016 prize was won by Armi Beatrix Bayot, a member of the inaugural cohort of the LLM pathway in Transnational Law at King's College London. Bayot is currently an associate solicitor with the Office of the Solicitor General of the Republic of the Philippines. She served as legal counsel to the government peace panel in talks with the Moro Islamic Liberation Front from 2010 to 2016 and was deeply involved in the drafting and negotiation of the Comprehensive Agreement on the Bangsamoro, a landmark peace agreement that seeks to end four decades of armed conflict in the island of Mindanao in the Philippines. She obtained her Juris Doctor degree from the University of the Philippines College of Law in 2009. In 2015, she completed the LLM in Transnational Law (with distinction) from KCL under a Chevening Scholarship. While at KCL, she received the Dickson Poon School of Law Prize for obtaining the highest marks in her class.

IALS Library Wins Wallace Breem Award

Wallace Wilfred Swinburne Breem was a British librarian and author, the Librarian and Keeper of Manuscripts of the Inner Temple Law Library at his death in 1990, but perhaps more widely known for his historical novels, including the classic *Eagle in the Snow* (1970). In 1990, the British and Irish Association of Law Librarians (BIALL) inaugurated the Wallace Breem Memorial Award in his honour. This is sponsored jointly by the Inner Temple and BIALL and is designed to recognise especially good contributions to law librarianship, or to provide financial assistance for special research or other projects at doctorate level or above. The Award has been made biennially since 1992.

The IALS Library was awarded the Wallace Breem Memorial Award 2016. Laura Griffiths and Katherine Read received the award from Karen Palmer, BIALL president, at the BIALL conference in Dublin in June.

The Library won the award in recognition for its work on two projects that were commended for being of great benefit to

law librarians across the country. The first was the compilation of the Current Awareness column, which is published in *Legal Information Management* and made available through the free caLIM database on the IALS website. The column highlights recent publications of interest to law librarians, arranged by key theme. It was described as 'terrifically useful' and has been praised for its 'impressive number of pertinent articles'. Katherine Read and Laura Griffiths have been producing this column in *LIM* for nearly ten years.

The second was the annual BIALL/Society of Legal Scholars Survey of Academic Law Libraries, which has been administered by David Gee and Laura Griffiths since 2011. This survey provides a snapshot of staffing levels, expenditure, subscriptions and services provided by academic law libraries in the UK and Ireland. It is the only survey of its kind and provides data that academic librarians use to benchmark their own services. The report is published each year in the winter edition of *Legal Information Management* and is made available on the IALS website.

IALS Launches New Website

In October the Institute was pleased to launch its new website—ials.sas.ac.uk—successfully completing phase one of a major project to redevelop the IALS website and its web databases.

The site has a number of roles and priorities reflecting the work, mission and status of the Institute itself. The new site is an integrated resource covering all of the Institute's research and education activities, including events, postgraduate studies, research centres, research training, fellowships, library and information services, digital resources, publications and news.

The project, led by the IALS Information Systems Team working in collaboration with web designers Micky & Mallory Ltd., uses the Drupal content management system to provide rapid update and devolved editing facilities. Through the site, IALS creates, maintains and presents a range of digital resources, including a portfolio of award-winning online services for law that have resulted from IALS information initiatives, that facilitate legal research and scholarship in the UK and abroad and are integral to the Institute's role in providing a national collection of legal information.

The screenshot displays the IALS website homepage. At the top, there is a dark blue header with the IALS logo (Institute of Advanced Legal Studies, School of Advanced Study, University of London) and a search bar. Below the header is a navigation menu with links for ABOUT US, RESEARCH, STUDY & TRAINING, IALS LIBRARY, IALS DIGITAL, EVENTS, and FELLOWSHIPS. The main content area features a large banner image of a person presenting in a lecture hall, with a text box titled 'Leading Research Facilitation in Law' stating: 'We are a national resource for legal researchers supporting and facilitating research students at universities across the UK and in the University of London.' Below this is a section titled 'INSTITUTE OF ADVANCED LEGAL STUDIES' with four columns of text: 'Join over 100 students and researchers studying alongside internationally renowned academics and visiting fellows.', 'Be a part of a legal research hub to foster and conduct research in areas related to legal education and legal skills.', 'Access a library with over 300,000 legal texts, online databases and focused legal research projects.', and 'IALS is active in a number of partnerships with other libraries and organisations in the UK and overseas.' Below this are four green buttons: 'VIEW RESEARCH AND STUDY OPPORTUNITIES', 'DISCOVER RESEARCH AND PUBLICATIONS', 'VIEW OUR LIBRARY RESOURCES', and 'OUR PARTNERSHIPS AND COLLABORATIONS'. The page is divided into three columns: 'News' (MORE NEWS) with dates from 17th March 2017 to 2nd March 2017; 'Events' (MORE EVENTS) with dates from 16th March 2017 to 30th March 2017; and 'Videos' (MORE VIDEOS) with a date of 9th November 2016. At the bottom, there is a 'Discover' section with four images and labels: 'DATABASES', 'RESEARCH CENTRES', 'LIBRARY', and 'ASSOCIATIONS'.

News Review

Relaunching the Society for Advanced Legal Studies

The Society for Advanced Legal Studies (SALS), founded in 1997, is the official society of the Institute of Advanced Legal Studies, representing the Institute's extended academic community and comprising scholars and professionals from the wider legal world. Its objective is to bring together friends and associates of the Institute to promote the international study of law and to encourage collaboration in the legal profession, fostering increased interaction among academics, practitioners, members of the judiciary, others involved in the administration of justice both in the UK and overseas, as well as those not necessarily in the legal profession but whose work provides them with an interest in the law.

Membership to SALS is open to all those who hold a postgraduate degree in law or related discipline and/or who have the right to practise in the UK or elsewhere. Members of the profession with distinguished careers may be elected to a SALS Fellowship. The Society counts among its members many of the senior judiciary in the United Kingdom, Law Officers, and distinguished overseas lawyers.



The Society publishes a quarterly journal, *Amicus Curiae*, which covers current affairs within the Institute and the wider legal world and is edited by Julian Harris. During 2015–16, the Society published issues 101, 102 and 103. Following publication of the one-hundredth issue, all issues of *Amicus Curiae* up to the current year of publication were made available as an open access journal. Access to more recent issues remains an exclusive benefit available to SALS members and private subscribers.

After securing funding for a full-time administrator to oversee SALS for one year starting in autumn 2015, the Institute began a process of restructuring SALS. A proposal for the governance of SALS was agreed by its Executive Committee last spring. Under the terms of the proposal:

- SALS in its current form as a separate company and charity will be dissolved and re-launched as part of IALS
- The £75 membership fee for joining will be removed, making SALS free to join to those eligible for membership
- A new Advisory Group will be formed, representing the membership, to advise on issues of policy

A number of long term goals were also proposed, which included expanding the SALS lectures and events programme, reviving the SALS Working Groups series, and developing greater engagement with the SALS membership.

Last September, members voted to agree the proposals and initiate winding up SALS in its current form. These reforms are due to be implemented in the coming year. The preparations for the re-launch are being overseen by the IALS Partnerships Officer in collaboration with the University of London Development Office. Going forward, the day-to-day administration of SALS is to be undertaken by IALS staff, with the support of the Development Office, while the newly formed SALS Advisory Group will be given primary responsibility for determining matters of SALS policy and the direction of the programmes undertaken by the Society.

Follow the latest developments at the SALS website: ials.sas.ac.uk/about/sals.

IALS Supports the 2016 London Summit on Commercial Dispute Resolution in China

The Annual Summit on Commercial Dispute Resolution in China aims to promote China's international trade relationships as well as increase mutual understanding between Chinese and Western culture. Organised by the Beijing Arbitration Commission/Beijing International Arbitration Centre (BAC/BIAC) and supported by a number of organisations, including IALS, the Chartered Institute of Arbitrators, and the Centre for Commercial Law Studies of Queen Mary University of London, the fourth summit, which took place in June 2016, provided an opportunity for participants to learn about the latest developments in commercial arbitration and mediation in China in a number of specialised fields including arbitration, mediation, construction, real estate, intellectual property rights, energy, investment, international trade and finance.

Since its establishment as a non-government institution in 1995, BAC/BIAC has administered more than 25,000 cases. The sums in dispute amount to over RMB 140 billion with the highest claim amount of RMB 10 billion. The number of cases handled are growing each year.

The summit's publication, *Commercial Dispute Resolution in China: An Annual Review and Preview*, has become an essential reference work for those advising on doing business with China.

For more information, visit bjac.org.cn/english.

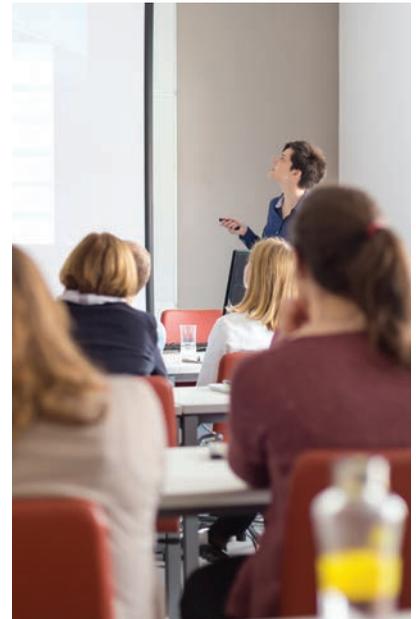


W.G Hart Legal Workshop

In 1966, with funds donated by the Ford Foundation, the Institute organised the UK's first legal workshop modelled on a concept pioneered a few years earlier by the New York University School of Law. These workshops, which address a different theme each year, have been held annually ever since. The Ford Foundation grant ended in 1978, but in 1981 the Institute was able to secure alternative funding under the terms of a bequest to the University of London of the residuary estate of Dr Walter Gray Hart, to be used 'for the advancement of legal education'. Consequently, since 1981 the workshop has been named the W G Hart Legal Workshop.

The 2016 W G Hart Legal Workshop was held in September on the topical subject of 'Valuing Expertise: Legal, Normative and Social Dimensions' under the direction of Professor Richard Ashcroft (Queen Mary University of London), Dr Nicolette Prialux (Cardiff University) and Professor Matthew Weait (University of Portsmouth). The event brought together a range of scholars, policy actors and others whose diverse and innovative work addresses the complex meeting point of law and science, regulation and politics, evidence and epistemology.

For more information, visit ials.sas.ac.uk/research/hart.



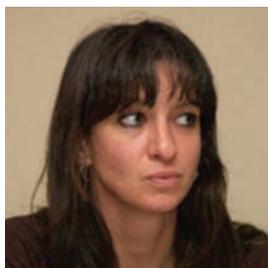
People

Professor Diamond Ashiagbor Joins IALS as Professor of Law and Director of Research



Diamond Ashiagbor joined IALS in October 2016 to direct its research promotion and facilitation strategy and its research studies programme. An Oxford graduate with a PhD from the European University Institute in Florence, Professor Ashiagbor brings with her an outstanding academic reputation as professor of labour law, a position she has held at SOAS since 2010. Her research interests focus on labour/employment law, particularly in the context of regional integration (the European Union and the African Union); trade and development; economic sociology of law; and human rights, equality and multiculturalism. Her book *The European Employment Strategy: Labour Market Regulation and New Governance* (Oxford University Press, 2005) won the 2006 Society of Legal Scholars/Peter Birks Prize for Outstanding Legal Scholarship. She is currently working on a research project that explores the social dimension of regional economic integration with sub-Saharan Africa as its focus. Professor Ashiagbor was previously a Reader in Law at University College London and a visiting scholar at Columbia Law School (New York) and the European University Institute. She was the recipient of a Fulbright Research Award and a Leverhulme Trust Research Fellowship in 2013–14. A member of the editorial board of *Feminist Legal Studies* and the executive committee of the Socio-Legal Studies Association, she also serves on the grants assessment panel of the Economic and Social Research Council. IALS Director Jules Winterton was delighted to welcome Professor Ashiagbor to the Institute: 'She will enhance and guide our thriving scholarly community at IALS and help us to fulfil our national mission to facilitate and promote the work of legal researchers across the UK'.

Dr Maria Mousmouti, Lecturer in Law, to Coordinate the Urban Law Initiative



Dr Maria Mousmouti joined IALS in May 2016 as Lecturer in Law. She will contribute to the work of the Sir William Dale Centre for Legislative Studies as well as the LLM programme in Legislative Studies and related professional courses. She coordinates the Urban Law Initiative, a research partnership between UN-Habitat and IALS that focuses on improving the quality of urban legislation in developing countries and enhancing legislative drafting capacity in the field of urban law. The initiative includes the organization of an Urban Law Day on an annual basis, tailor-made courses for urban law drafters and specialized publications.

Professor Lisa Webley Named Law Teacher of the Year

Lisa Webley, IALS Senior Research Fellow and Professor of Empirical Legal Studies at the University of Westminster, was named Law Teacher of the Year 2016, fending off strong competition from lecturers from Bangor, Leicester, Nottingham Trent, Oxford, and Sheffield Hallam. This prestigious national award, which is sponsored by Oxford University Press, was presented at the end of the inaugural Celebrating Excellence in Law Teaching conference held in Oxford in July 2016.

'This has been a wonderful opportunity to reflect on why we [teachers] do what we do, what we want to achieve, and what we stand for,' says Professor Webley, who also thanked her colleagues and the Head at Westminster Law School for their openness to experimentation and creativity in teaching. The announcement of the winner came after a lengthy and rigorous judging process, with nominations coming from about half of the eligible law schools in the UK. After the selection of six finalists, each candidate was visited by members of the judging panel, who conducted extensive interviews with students and colleagues and observed a typical teaching session.



Liz Murray appointed as IALS Library Information Resources Manager

Lesley Young retired from her post as Information Resources Manager at the end of June 2016 after 33 years developing, maintaining and conserving the research collections at IALS Library. She also served for many years as the serials representative on the libraries committee of the London Universities Purchasing Consortium and on the steering committee of the FLARE Consortium of libraries.

We are pleased to welcome Liz Murray, who was appointed as the new Information Resources Manager from October 2016. She has a wealth of relevant experience gained from working in a number of academic, legal and government libraries, most recently at King's College London where she was the law librarian and taught information skills. She is looking forward to working with colleagues at IALS to ensure that our extensive legal research collections continue to improve to meet the needs of legal researchers.



David Gee Elected as Secretary of the International Association of Law Libraries

After serving as a member of the board of the International Association of Law Libraries (IALL) for the 2013–16 term, IALS Deputy Librarian David Gee was elected as secretary for the 2016–2019 term. IALL is a worldwide, cooperative non-profit organisation of librarians, libraries, and other persons and institutions concerned with the acquisition, dissemination and use of legal information from sources other than their own jurisdictions. Founded in 1959, IALL has over 400 members in more than 50 countries on five continents. David Gee is the only UK law librarian on the IALL board.



People

Ali Raeiskarimi



In May 2016, the Institute was delighted to welcome Mr Ali Raeiskarimi to the new role of IALS Premises and Facilities Manager. Ali joined the Institute from Cancer Research UK, where he was a facilities assistant. A graduate in electrical and electronic engineering from Queen Mary, University of London, Ali is completing professional qualifications with the British Institute of Facilities Management. He will take the lead on premises and facilities matters and will also assist in running the Institute's increasingly busy Conference Office. He will work closely with the design team contracted to complete the refurbishment of the Institute's home, Clore House.

Ali replaced Lawrence Theophile, who retired as IALS Premises Manager in April 2016 after 24 years of service in various roles, including senior attendant, attendant and cleaner. Lawrence's commitment to the Institute was remarkable and he displayed a true dedication to ensuring quality services for all visitors to IALS.

Mr Justice Azahar bin Mohamed: 2015–16 Inns of Court Judicial Fellow



Mr Justice Azahar bin Mohamed, Federal Court Judge of Malaysia, was awarded the Institute of Advanced Legal Studies 2016 Inns of Court Fellowship. Mr Justice Azahar read law at the University of Malaya, Malaysia, and holds a master's degree in law from the London School of Economics. He was elevated to Federal Court Judge in 2014. Previously he was Court of Appeal Judge (2011–2014), High Court Judge (2006–2011) and Judicial Commissioner of the High Court (2004–2006). He held various positions in the Judicial and Legal Services before his appointment to the bench, including magistrate, sessions court judge, deputy public prosecutor and senior federal counsel. 'My whole visit [to IALS] was very fruitful and rewarding as well as stimulating', he says. 'The Fellowship provided an opportunity for me to gain a deeper understanding of issues and the growing challenges of legal pluralism and religious diversity in contemporary Malaysia and Britain. I believe this research has enhanced the landscape of Malaysian jurisprudence in this contentious area of law. During my time in London I also gained a greater understanding of UK judicial practice, which is held in high regard throughout the world. This provided a very valuable lesson that can be employed for future court reform programmes in my jurisdiction. My visit to the Judicial College and the follow-up discussion with the director of training was very valuable in developing and designing a 'Business of Judging' programme for the Malaysian Judicial Academy, which trains Malaysian judges on this aspect of their judicial function'.

See Justice Azahar bin Mohamed's articles on courts reform and parallel legal systems at sas-space.sas.ac.uk.

Features

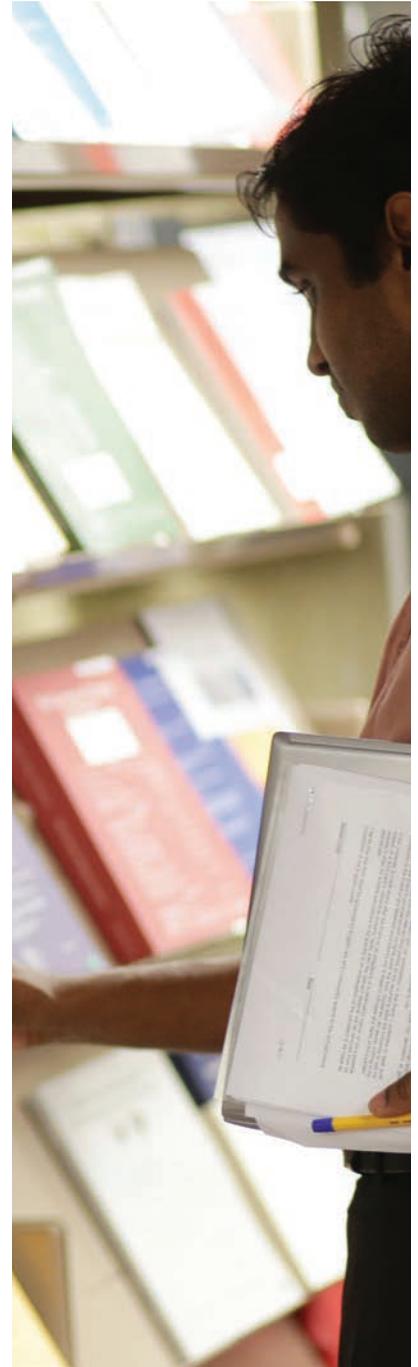
IALS Collaborates on European Commission Project on Freedom of Movement

IALS is a partner with fifteen other organisations in a two-year European Commission project called 'On the Move' that was created to address a range of issues related to free movement throughout the European Union. EU citizens consider freedom of mobility an important right, and although provisions to enable free movement have been in place for decades, the reality is more complicated. Several barriers occur before, during or after moving and problems are reported in relation to legislation, administrative procedures and discriminatory practices.

The project aims to identify real and perceived obstacles and barriers that young people face when exercising their right to free movement; to identify practices that promote or hinder this right; to raise awareness among young people on their rights and among national and EU bodies on identified barriers; and to propose legislative and non-legislative solutions for making the right to free movement effective. It uses an innovative mixed-method approach that combines legal and empirical methods to help understand European legislation through the eyes of its subjects and combines distinct levels of analysis: individual, national, cross-national and European. Extensive legal and empirical research is being undertaken in 15 EU member states that have experienced increased migration in the last four years. This research targets those between 25 and 35 years old who have either exercised their right to free movement or wish to do so, in order to identify the real or perceived barriers they experienced.

The Centre for European Constitutional Law is leading the project, with Dr Constantin Stefanou and Dr Maria Mousmouti of the Sir William Dale Centre for Legislative Studies managing IALS's involvement.

For more information, visit euonthemove.eu.



IALS Digital: A Commitment to Free Access to Law

IALS Digital delivers specialist legal research tools and services and niche digital resources, maximising access to information that facilitates legal research, public understanding, and the promotion of justice and the rule of law.

Open Access to Case Law and Legislation

IALS is an elected member of the Free Access to Law Movement (FALM) and helped create the British and Irish Legal Information Institute (BAILII), for whom it acts as host institution. IALS is represented on the Board of Trustees of BAILII and is involved in the management, administration and promotion of the service. Currently IALS is working to help safeguard, develop and sustain the integrity of BAILII as a free, publicly available, open-access research service for the benefit of UK and international legal academics and professionals, the judiciary and the wider public. Future planning will help support BAILII through financial initiatives and even closer alignment with the digital and research activities of the Institute. For more information, visit bailii.org.

IALS is also the London contact point for the Commonwealth Legal Information Institute (CommonLII) and hosts a CommonLII Fellowship.

In 2017 the Institute will contribute, through the digitisation of key items from our Caribbean collections, to the Australasian Legal Information Institute (AustLII)'s exciting Common Law History Library initiative.

Open Access to Legal Commentary

IALS Digital also facilitates access to new legal commentary and scholarly communication, publishing new research through the School of Advanced Study's Open Access research repository, SAS-Space. For more information, visit sas-space.sas.ac.uk.

Open Access Journals

In 2011, IALS participated in a national project, funded by Jisc, to establish the SAS Open Journal System (SAS OJS), which is linked to SAS-Space. As a result, the IALS/Society for Advanced Legal Studies journal *Amicus Curiae* was made freely available online, as was the *IALS Student Law Review*, a student-run scholarly journal now in its fifth year and recently featured in the international Directory of Open Access Journals. Additional work has produced an open access online version of the innovative *Digital Evidence and Electronic Signature Law Review*, which is freely available from Volume 1: 2004 to date. For more information, visit journals.sas.ac.uk.

Open Access Books

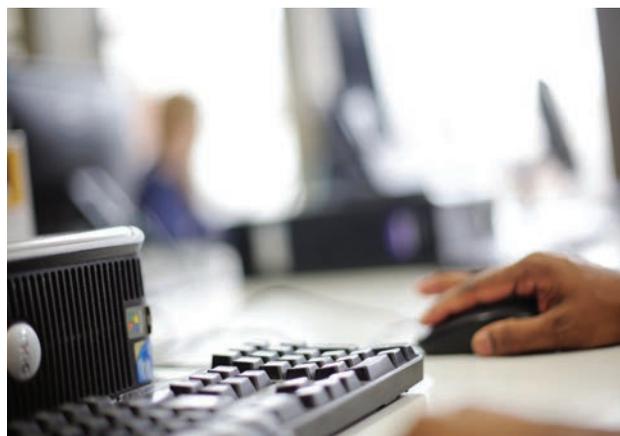
'Observing Law', the IALS Open Book Service for Law, is being developed as part of the School of Advanced Study's open access book publishing initiative, the Humanities Digital Library (HDL), offering a service to authors across the UK.

The HDL platform is a joint initiative of SAS, the University of London, IALS, and the Institute of Historical Research. The resource combines new open access publications with digital versions of existing print titles that will now, for the first time, be freely available to, and reusable by, anyone. Each title is published as an open access PDF, with copies also available to purchase in print and EPUB formats.

Editorial oversight of the IALS Open Book Service for Law is provided by an editorial board with representatives drawn from the UK legal research community and scholarly professional associations for law. A broad team of consultant editors with particular subject expertise in law is also being assembled. Expressions of interest to assist with peer review are very welcome.

The service was launched with the fourth edition of *Electronic Signatures in Law* by IALS Associate Research Fellow Stephen Mason, a barrister and leading authority on electronic signatures and electronic evidence. Stephen's enthusiasm for open access illustrates the opportunities for engagement and collaboration provided by the new service. 'Once my books go online for free,' he says, 'I encourage anybody with an interest—whether judge, lawyer, legal academic, or law student—to engage with the text and help me keep it up to date.'

For more information, visit humanities-digital-library.org.



IALS Public Events Offer Insights into Law and Policy

'I see nervous hands clenching and unclenching behind a QC's back, out of sight of the bench...,' says the artist Isobel Williams, who, with the court's permission, draws from the public seats of the UK Supreme Court. A summer exhibition at Senate House featuring her work formed part of the IALS public engagement programme in 2015-16. For more information, visit isobelwilliams.org.uk.

Communicating law through art and debate

With events themed on the 'Humanity of Law', IALS has sought to offer public audiences insights into law, particularly its hidden processes. This was the starting point for its 'Humanity of Barristers' event at the Inner Temple as part of the Being Human festival in November, and also a public conversation in April between two judges—one from Germany, one from the UK—on the emotional dimensions of their work.

The programme attracted a wide range of participants, some of whom had no previous connection with the study of the humanities or law. Events melded the theoretical and the practical: from discussions around the 'detached' professional identity of barristers to an explanation of the national 'Act for the Act' campaign, which champions accurate, real-life stories of people who have benefited from the Human Rights Act 1998, a response to the misconception that surrounds it.

Information law policy hub

IALS has also hosted important discussions around the development of government policy on surveillance and access to information. Following publication of the government's draft bill on investigatory powers in autumn 2015, IALS's Information Law and Policy Centre (ILPC) facilitated an ad hoc research group of academics and practitioners.

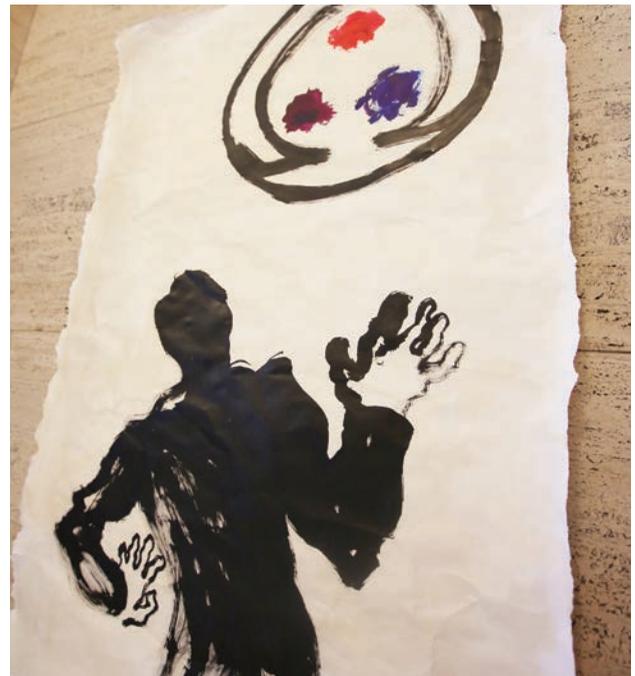
Members of this group published a clause-by-clause review examining the Bill's provenance, assessing whether the clauses came from existing legislation or were newly introduced. Based on this exercise, Lorna Woods, IALS Senior Associate Research Fellow and Professor in Law at the University of Essex, submitted evidence to the joint select committee scrutinising the Bill, which the committee then cited in its report published in February.

Members of the Information Law and Policy Centre have also spoken at a range of policy-oriented events. In June 2016, for example, Dr Christina Angelopoulos was invited to the

European Parliament to speak at an event on freedom of speech and copyright in the digital single market. The ILPC was also involved in facilitating two stakeholder workshops at Friend's House in London on the implications for information and communications policy in the event of a Brexit scenario, as part of an ESRC-funded initiative led by Professor Alison Harcourt at the University of Exeter. A range of invited participants from industry reflected on the opportunities and threats they perceived for their sector in relation to the regulation of the audio-visual and broadcasting sector, and of data transfer within and outside the UK.

A key challenge for humanities academics is finding ways to engage with industry and policymakers, particularly at the PhD and early career level. In November, the ILPC organised, with support from *History & Policy*, an AHRC-funded workshop on government, civil society and law as part of an initiative led by the London Arts and Humanities Partnership. Experienced practitioners and academics at different stages of their careers offered practical advice on ways that scholars can relate their research to public policy and increase their chances of achieving meaningful policy impact.

For more information, visit bit.ly/infolawcentre.



Artwork by Isobel Williams

Freedom of Information at 250

In December 2016, IALS's Information Law and Policy Centre co-organised an event celebrating the 250th anniversary of the world's first law providing a right to information. It was hosted by free expression NGO Article 19 at the Free Word Centre and supported by the embassies of Sweden and Finland.

Accessing information may no longer feel like a pressing problem. We live in an age of global telecommunications, the internet and the smartphone with access to ubiquitous 24/7 media coverage on demand. Our data is collected, tracked, mapped and analysed by social media networks, search engines, commercial enterprises, governments and public authorities around the world. And yet, 250 years after the first law providing for a right to information was passed, the right for us—the public—to access information relating to the administration of state power remains a struggle.

The 'Freedom of Information at 250' event sought to put this struggle into its historical context. The event celebrated and commemorated the signing into law of the 'Freedom of Print Ordinance' on 2 December 1766. Enacted by the Riksdag (parliament) of Sweden, which then also included Finland, this was the world's first law to promise public access to governmental information.

The underlying rationale for the law was perhaps best articulated by Peter Forsskal. In his 1759 pamphlet *Thoughts on Civil Liberty*, he wrote:

“...it is also an important right in a free society to be freely allowed to contribute to society's well-being. However, if that is to occur, it must be possible for society's state of affairs to become known to everyone, and it must be possible for everyone to speak his mind freely about it. Where this is lacking, liberty is not worth its name.”

The 1766 law pioneered public access to state information, helping sow early seeds for similar rights to public information that have developed in the centuries since. More than 100 countries now have right-to-information laws.

Across two moderated discussions in the afternoon and an evening panel, 'Freedom of Information at 250' commemorated, celebrated and scrutinised the adoption



of this law. Participants also discussed its relevance and significance today, in both national and global contexts.

One of the central themes to emerge from the event was the way in which the passing of freedom of information legislation across the world and its successful implementation could only develop within a culture of openness and transparency. Discussing the 1766 law, historian Jonas Nordin noted that the law's significance rests in its documentation of a pioneering shift away from a culture of secrecy towards one in which openness became the norm. He noted that today's Swedish civil servants have an ingrained culture of openness, a necessary condition for the effective functioning of Sweden's current system of transparency. Similarly, when discussing the piloting of the Freedom of Information Act through the Scottish Parliament, Lord James Wallace of Tankerness argued that culture change as well as legislation was required to bring the legislation to the UK.

The UK's own Freedom of Information (FOI) Act 2000 was famously described by former Prime Minister Tony Blair as one of the biggest regrets of his time in government, but it has survived politicians' scepticism as well as bureaucratic and legal obstruction. The Act not only obliges UK public

authorities to publish certain material about their activities, but also allows people to request information from them. In November 2016, the legal basis for the FOI Act was reinforced by a landmark European Court of Human Rights ruling. In the case of *Magyar Helsinki Bizottság v. Hungary*, the Grand Chamber ruled that there is a right to information from public authorities under Article 10 of the European Convention on Human Rights.

Speaking at the event, Maurice Frankel, director of the Campaign for Freedom of Information, believed that the European Court's ruling opened the way for legal challenges to provisions in the FOI Act for 'absolute exemptions'—circumstances in which public authorities do not have to disclose information. Looking forward, Frankel also wanted to see the imposition of tighter time limits in which authorities need to respond to FOI requests and the extension of the FOI Act to include government contractors. The latter point was addressed in the evening panel session by the UK Information Commissioner, Elizabeth Denham, who stated that the public had a right to know about public services regardless of whether the provider was a public, private or third sector organisation. The Information Commissioner's Office is submitting a report to Parliament on transparency and outsourcing in 2017.

In order to develop freedom of information further, Denham stated that she would also be pressing for a statutory duty for public authorities to fully document their decisions. She believed this would provide a solution to the vast quantities of 'ephemeral data' created by the use of text messages, emails and instant messaging in government. If government is not to grind to a halt in the deluge of data that should be made available to the public, however, Denham argued that a shift towards 'access by design' is required.

Considered in light of the first Swedish/Finnish law of 1766, Denham's comments reinforced how the challenge of freedom of information has both changed and remained the same. In 250 years, a revolution in information technology has transformed culture from one of information scarcity to information overload, bringing with it challenging new problems even as it drives forward possibilities for more 'open' government. At the same time, those who continue to argue that freedom of information is essential for a healthy democracy today are inspired by many of the same principles as those who first conceived the 1766 law. The future of freedom of information and the struggle for the public's 'right to know' will continue to contain echoes from this past.



IALS Hosts Symposium on Judicial Committee of the Privy Council Case Papers

A wide range of information professionals, legal practitioners, members of the judiciary, legal scholars, researchers and members of the public participated in a lively symposium on the Judicial Committee of the Privy Council case papers held at the Institute of Advanced Legal Studies in May 2016.

The sessions were chaired by Professor Michael Lobban and Professor Catharine MacMillan and included presentations by the Rt Hon Lord Carnwath of Notting Hill CVO (Justice of The Supreme Court and chair of the IALS Advisory Council), Professor Catharine MacMillan (research advisor to the IALS JCPC case papers project, University of Reading), Professor Paul Mitchell (University College London), Dr Charlotte Smith (University of Reading), Professor John Strawson (University of East London), Professor Carol Tan (School of Oriental and African Studies), Jonathan Blaney (Institute of Historical Research), Joe Ury (British and Irish Legal Information Institute) and Steven Whittle (IALS).

The first panel addressed overarching themes concerned with the Judicial Committee. Lord Carnwath set the context for the symposium with a fascinating insight into the role and work of the Judicial Committee of the Privy Council today and the principles of justice it has helped developed. Professor Catharine MacMillan analysed aspects of the JCPC's vast jurisdiction by examining the individuals who shaped the functioning of the Judicial Committee. Professor Paul Mitchell explored the extent to which the structure and role of the Privy Council encouraged its members to experiment with new ideas and doctrinal innovations. Dr Charlotte Smith explored popular perceptions of the Judicial Committee of the Privy Council as the final court of ecclesiastical appeal in the nineteenth century, examining the various arguments made about its authority, composition, work and constitutional position.

The second panel presented research resources developed recently in the School of Advanced Study to facilitate further research into JCPC case law. Steven Whittle and Joe Ury described the successful open access initiative at IALS, which is partnering with the British and Irish Legal Information Institute to provide online access to historic case papers of appeals from more than 35 countries from the period 1930 to 1985. Jonathan Blaney gave an overview of the 'Digging into Linked Parliamentary Data' (DILIPAD) project at the Institute of Historical Research.

The final panel featured two papers concerned with specific areas of the Judicial Committee's jurisdiction. Professor John Strawson examined the role of the JCPC in relation to Palestine, tracking the manner in which 'established principles of international law' influenced the manner in which the Judicial Committee acted. Professor Carol Tan explored the workings of the Judicial Committee of the Privy Council in relation to Malaya, including the relationship between political independence and removal of the Judicial Committee's jurisdiction and the relationship between the decisions of the JCPC and the development of the post-war economy in the Federation of Malaya and then Malaysia.

A small exhibition on the ground floor of Charles Clore House featured examples from the case papers in the collection at IALS Library and extracts from an exhibition originally created for the UK Supreme Court.

Abstracts of the papers and other materials are available on the IALS website at: ials.sas.ac.uk/library/pcdocs/jcpc_case_papers_symposium_2016.htm. Judgements and case papers are at bailii.org/uk/cases/UKPC/



IALS Fellow Leads Collaborative Drafting of a Convention on Electronic Evidence

Barrister Stephen Mason, an IALS associate research fellow, led a collaborative initiative that resulted in the first draft Convention on Electronic Evidence.

The primary aim of the Convention is the establishment of a common policy towards electronic evidence, taking into account the differences in the treatment of evidence in individual jurisdictions. One goal is to encourage judges and lawyers to more fully understand the concept of electronic evidence in the interests of providing for fairness in legal proceedings, promoting adequate legal procedures, implementing appropriate legislation where necessary and encouraging international co-operation.

The initiative was launched at a conference in Zagreb in April 2016 and developed as a collaborative enterprise through workshops that enabled all interested parties to exchange ideas.

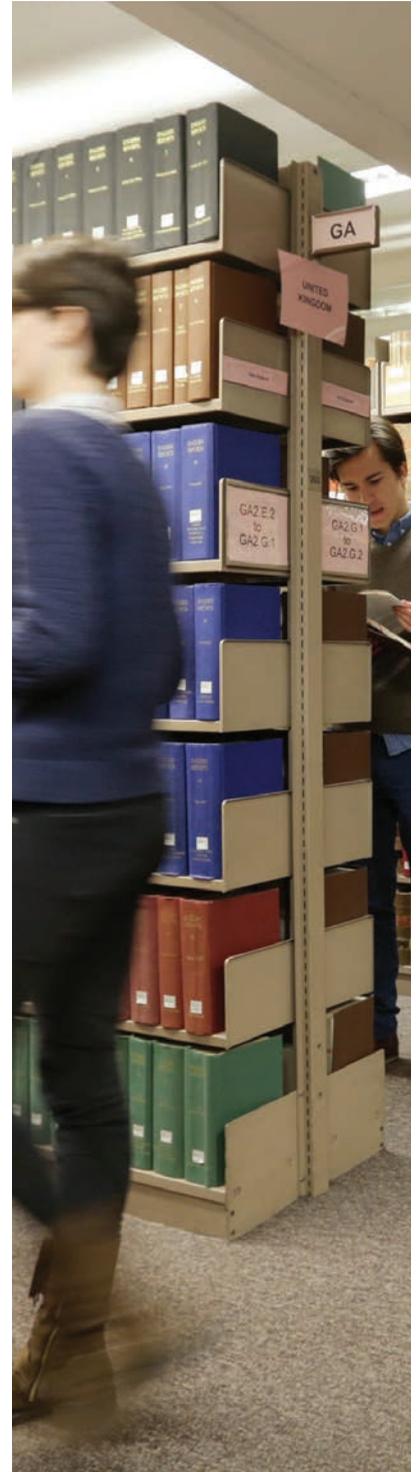
During his many talks with judges and others in legal practice across Europe, Australia, Tonga and the Arab States, Mr Mason was frequently asked why there was no convention on electronic evidence. In the absence of any substantive work by an international or regional organisation, he decided to initiate the discussion himself.

'We have to think about electronic evidence in a different way from paper and other more familiar forms of evidence', he says. 'In particular, we have to think about the authentication of electronic evidence and the need to encourage governments to permit the faster movement of evidence across jurisdictional boundaries. We live in a networked world, and it is important for judges and lawyers to understand the importance of the topic'. In the criminal context, he notes, mutual legal assistance can be slow, and prosecuting authorities sometimes abandon prosecutions because the evidence is not forthcoming in a timely manner from the requested state. He believes that adoption of a Convention would improve the system.

The draft Convention can be accessed at journals.sas.ac.uk/deeslr/article/viewFile/2321/2245.



IALS associate research fellow Stephen Mason



National Socio-Legal Training Days

Over the past five years, IALS has successfully collaborated with the British Library and the Socio-Legal Studies Association in organising a series of national socio-legal training days for the UK legal research community. The training days offer presentations by experts on the key library and archive sources and research methodologies used in particular academic fields. Research topics covered in previous training days include legal biography (2013); law, gender and sexuality (2014); criminology and criminal justice (2015) and international law (2016).

The ongoing difficulties for researchers in identifying the key library and archive sources for certain research topics and the often bewildering choice of socio-legal methods that can be employed when undertaking scholarship in a particular field are the two main reasons why the British Library, IALS and SLSA organise these training days.

Sessions highlight and promote often hidden specialist library and archive collections across the UK and provide a forum for interested academics and researchers to discuss the merits and challenges of using particular qualitative, quantitative, comparative and feminist approaches in their research work. Participants are generally academics, researchers and postgraduate research students based at universities across the UK.

A selection of articles deriving from the presentations given at these training days have been published in academic journals and made available in pre-print format on the IALS website: ials.sas.ac.uk/study/research-training/socio-legal-research-national-workshops-ials.

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LEGAL STUDIES

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LIBRARY

SLSA
Socio-Legal Studies Association



Selected Staff Publications

Diamond Ashiagbor

'Religion and equality in multicultural workplaces: human rights and anti-discrimination discourses in EU law', in Alan Bogg, Cathryn Costello, and ACL Davies, eds., *Research Handbook on EU Labour Law* (Cheltenham: Edward Elgar, 2016)

'"I want my country back!": equality, discrimination and xenophobia after the Referendum', in Christian Joerges, ed., *Brexit and academic citizenship*, EUI Working Paper Series (2016)

Christina Angelopoulos

The European harmonisation of intermediary liability in copyright (The Hague: Kluwer Law International, 2016)

(with T McGonagle, T Margoni, et al), *Study of fundamental rights limitations for online enforcement through self-regulation* (Amsterdam: Institute for Information Law, 2016)

(with S Smet), "Notice-and-fair-balance: how to reach a compromise between fundamental rights in European intermediary liability", *Journal of Media Law*, 8/2 (2016): 266-309

'The term directive and the term extension directive', in B Hugenholtz and T Dreier, eds., *Concise European copyright law* 2nd ed. (The Hague: Kluwer Law International, 2016)

'MTE v Hungary: a new ECtHR judgment on intermediary liability and freedom of expression', *Journal of Intellectual Property Law & Practice*, 11/8 (2016): 582-84

(book review) 'Corporate power and the Internet: a dysfunctional relationship', *Journal of Intellectual Property Law & Practice*, 11/12 (2016): 949

Constantin Stefanou

'Comparative legislative drafting: comparing across legal systems', *European Journal of Law Reform*, 2 (2016): 123-38

Judith Townend

(with H Irving), 'Censorship and national security: information control in the Second World War and present day', *History & Policy*, 10 February 2016

(co-edited special issue of journal, with D Muller and R L Keeble), 'Beyond clickbait and commerce: the ethics, possibilities and challenges of not-for-profit media', *Ethical Space* 13, 2/3 (2016)

'Charitable journalism: oxymoron or opportunity?' *Ethical Space* 13, 2/3 (2016): 81-87

'The United Kingdom: the impact of charity and tax law/regulation on not-for-profit news organizations', in R Picard, V Belair-Gagnon, and S Ranchordás, eds., *The impact of charity and tax law/regulation on not-for-profit news organizations* (Oxford/New Haven: Reuters Institute for the Study of Journalism / Information Society Project, Yale Law School, 2016)

Financial Summary

	Institute 2015-16 £	Library 2015-16 £
Income		
Funding Body Grants (HEFCE)	466,845	1,187,510
Other Grants	16,334	0.00
Tuition Fees and Educational Contracts	725,163	0.00
Research Grants and Contracts	168,530	0.00
Subscriptions from Colleges	47,465	917,030
Commercial Income	163,755	5,373
Other Income	71,622	199,030
Finance and Endowment Income	0.00	0.00
Internal Income	135,989	330,787
Total	1,795,703	2,639,729
Expenditure		
Staff Costs	952,661	935,260
Professional Fees	3,000	0.00
Estates Expenditure	36,339	0.00
Academic Expenditure	17,450	795,790
IT Expenditure	29,450	40,397
Administrative Expenditure	118,240	52,804
Finance Expenditure	-27,917	-3,346
Restructuring	25,000	0.00
Internal Charges and Recharges	446,156	748,812
Total	1,600,448	2,569,717
Surplus/(Deficit)	195,254	70,012
Transfers to Reserves	£265,266	

Statistics

Digital resources and information platforms hosted

Number of digital resources and information platforms	28
Number of visits made to digital resources and information platforms	7,637,186
Number of page views requested	51,834,626
Number of unique users	2,089,670

Research networks and collaborations

Number of networks led or administered by IALS	38
Number of networks of which IALS holds membership	48
Number of participants in networks led or administered by IALS	1,919

Conferences, seminars and workshops held

Number of research dissemination events	89
Number of speakers and participants in research dissemination events	3,465
Number of speakers and participants from across the UK	2,544
Number of speakers and participants from the rest of the world	921

Research training provided

Number of research training events	78
Number of speakers and participants in research dissemination events	3,552
Number of speakers and participants from across the UK	3,133
Number of speakers and participants from the rest of the world	419

Library

Number of visits	93,063
Number of volumes in stock	312,882
Amount spent on acquisitions	£776,357
Visits made to commercial online resources	1,628,920

Staff and fellows

Headcount of IALS staff	49
Number of visiting fellows	8
Total number of research fellows and associates	55

Students

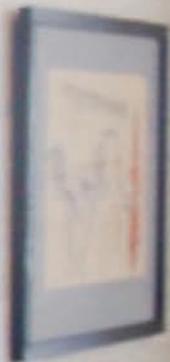
Postgraduate taught	13
Postgraduate research	65
Distance learning	8
Total	86

Library Readers

Total	6,082
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‘Tim Pit-Payne QC at the Launch of the Information Law and Policy Centre’ (2016) by artist Isobel Williams



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